

# The Orissa Gazette



EXTRAORDINARY  
PUBLISHED BY AUTHORITY

No. 610 CUTTACK, THURSDAY, APRIL 5, 2007 / CHAITRA 15, 1929

## LABOUR & EMPLOYMENT DEPARTMENT NOTIFICATION

The 15th March 2007

No. 2428 — II/ 1(B) - 16/2001 (Pt.) - L.E. — In pursuance of Section 17 of the Industrial Disputes Act, 1947 (14 of 1947), the Award, dated the 4th January 2007 in I.D. Case No. 38 of 2002 of the Presiding Officer, Labour Court, Bhubaneswar to whom the industrial dispute between the Management of M/s First Flight Couriers Ltd., Calcutta and its Workman Shri Nityananda Mitra was referred for adjudication is hereby published as in the Schedule below :

### SCHEDULE

IN THE COURT OF THE PRESIDING OFFICER, LABOUR COURT  
BHUBANESWAR  
INDUSTRIAL DISPUTE CASE No.38 of 2002  
Dated the 4th January 2007

Present :

Shri S. K. Mohapatra, o. s. j. s. ( Jr. Branch)  
Presiding Officer  
Labour Court, Bhubaneswar.

Between :

The Management of  
M/s First Flight Couriers Ltd.  
Calcutta.

.. First Party—Management

And

Shri Nityananda Mitra  
At Shree Ram Nagar  
Mangala Sahi, Khurda.

.. Second Party— Workman

Appearances :

For both the Parties

.. None

### AWARD

The Government of Orissa in the Labour & Employment Department in exercise of powers conferred upon them by sub-section (5) of Section 12, read with Clause (d) of sub-section (1)

of Section 10 of the Industrial Disputes Act, 1947 (14 of 1947) have referred the following dispute for adjudication vide their Order No. 3083/L.E., dated the 15th March 2002. The terms of reference by the State Government is as follows :—

“Whether the termination of services of Shri Nityananda Mitra, Field Staff by the management of M/s First Flight Couriers Ltd. with effect from the 21st May 2001 is legal and/ or justified ? If not, to what relief Shri Mitra is entitled ?”

2. The concerned workman and the management are absent on repeated calls. No steps taken on their behalf. The case is posted today for hearing. No prayer is also made by either party to adjourn the case to some other date for hearing. On perusal of the case record, it is seen that despite ample opportunities, the workman concerned has not filed his statement of claims and finally the case was posted to the 4th January 2007 for hearing. On further perusal of the case record it is seen that the workman has remained absent since 29th May 2003. Since the concerned workman is absent today, no award is possible.

Dictated and corrected by me.

S. K. MOHAPATRA  
4-1-2007  
Presiding Officer  
Labour Court, Bhubaneswar

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4-1-2007  
Presiding Officer  
Labour Court, Bhubaneswar

By order of the Governor  
N. C. RAY  
Under-Secretary to Government